



October 14, 2005

**VIA ELECTRONIC DELIVERY**

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, DC 20554

**Re: T-Mobile USA, Inc. Status Report on Hearing Aid Compatibility  
Compliance**

Dear Ms. Dortch:

On September 16, 2005, the Federal Communications Commission (“FCC”) released a Memorandum Opinion and Order in response to a request for waiver filed by T-Mobile USA, Inc. (“T-Mobile”), which sought additional time to comply with Section 20.19(c)(3)<sup>1</sup> of the Commission’s rules on hearing aid compatibility (HAC).<sup>2</sup> The FCC MO&O adopts an alternative deployment schedule, requiring T-Mobile to make one HAC compliant handset available by September 16, 2005, a second compliant handset available by October 16, 2005 and two other compliant handsets available no later than November 16, 2005.<sup>3</sup> In addition to the alternative deployment schedule, paragraph 12 of the FCC MO&O directs T-Mobile to file a report no later than October 16, 2005, on the status of its efforts to make hearing aid compatible handsets available to consumers.<sup>4</sup>

We are pleased to report today that T-Mobile satisfied the September 16<sup>th</sup> and October 16<sup>th</sup> benchmarks and continues to work diligently to make available two additional HAC compliant handsets to customers by November 16<sup>th</sup>, in accordance with the requirements of the FCC MO&O. On September 16, 2005, T-Mobile made available to its customers the RIM 7230 as a HAC compliant handset. The RIM 7230 is currently available for

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<sup>1</sup> See 47 C.F.R. § 20.19(c)(3)(i)(A). The Commission requires each Tier I carrier to include in its handset offerings four digital wireless handset models per air interface or twenty-five percent of the total number of digital wireless handset models offered by the carrier nationwide (calculated based on the total number of unique digital wireless handset models the carrier offers nationwide) per air interface that comply with § 20.19(b)(1) by September 16, 2005, and make available in each retail store owned or operated by the carrier all of these handset models for consumers to test in the store.

<sup>2</sup> Section 68.4(a) of the Commission’s Rules Governing Hearing Aid-Compatible Telephones, T-Mobile USA, Inc. Petition for Waiver of Section 20.19(c)(3) of the Commission’s Rule, Samsung Telecommunications America, L.P. Request for Waiver of Section 20.19(c)(1)(i) of the Commission’s Rules, WT Docket No. 01-309, *Memorandum Opinion and Order*, FCC 05-169 (rel. Sept. 16, 2005) (FCC MO&O). See also T-Mobile USA, Inc. Petition for Waiver of Section 20.19(c)(3) of the Commission’s Rules, WT Docket No. 01-309 (filed Aug. 26, 2005) (T-Mobile Waiver Request).

<sup>3</sup> See FCC MO&O at 4-5.

<sup>4</sup> *Id.* at 5-6.



testing prior to purchase by the customer, and has been appropriately identified as HAC compliant with the required labeling. By October 16, 2005, T-Mobile will offer a second HAC compliant handset to its customers – a version of the Samsung x495.<sup>5</sup> This handset will be appropriately identified as HAC compliant and made available for in-store testing as well.

In addition, T-Mobile is currently considering two additional HAC models to make available by November 16, 2005 - the Siemens CF62T and the Motorola V3. Test results for the Siemens CF62T, a 1900 MHz handset, are being finalized. This handset was tested in August 2005. Due to a discrepancy in the test report, the handset required re-testing.

T-Mobile expects the Siemens CF62T to meet the requisite standard and receive an FCC HAC grant within the next week. The testing lab, Cetecom, indicated that the handset passes with an M3 rating, however, the necessary paperwork reflecting these final results has not yet been received. Cetecom is in the process of preparing the report for submission to the FCC on behalf of Siemens. T-Mobile is in frequent contact with Siemens representatives and anticipates receiving the final paperwork for this handset within the next two weeks.

The Motorola V3, a quad-band handset, only passes HAC testing without use of the 850 MHz band. Therefore, use of this handset will require T-Mobile to invoke the relief afforded by the Cingular Waiver MO&O.<sup>6</sup> Currently, T-Mobile intends to offer it to customers as a fourth HAC compliant handset. T-Mobile expects to fully comply with the relevant waiver conditions should it use this handset as the fourth HAC model.

T-Mobile is making excellent progress on satisfying FCC requirements as well as meeting its current enterprise-wide goals for making HAC compliant handsets available to its customers. Please contact the undersigned should there be further questions.

Respectfully submitted,

Thomas J. Sugrue  
Vice President, Government Affairs

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<sup>5</sup> The Samsung x495 is a quad-band handset. T-Mobile will offer the Samsung x495H, a 1900 MHz only version, as its second HAC compliant handset.

<sup>6</sup> Section 68.4(a) of the Commission's rules Governing Hearing Aid-Compatible Telephones, Cingular Wireless LLC Petition for Waiver of Section 20.19(c)(3)(i)(A) of the Commission's Rules, WT Docket No. 01-309, *Memorandum Opinion and Order* (rel. Sept. 8, 2005) (Cingular Waiver MO&O).



cc: Fred Campbell, Office of Chairman Martin  
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